IN THE UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF OHIO EASTERN DIVISION

BMT CUSTODIANS PTY LTD, AS

TRUSTEE FOR THE BYRNES : Case No. 2:11 CV 807

MOTOR TRUST

: JUDGE SARGUS

Plaintiff, : MAGISTRATE ABEL

:

vs. : <u>AGREED ENTRY VACATING</u>

DEFAULT AND DEFAULT

PAUL HACKMANN, : <u>JUDGMENT</u>

.

Defendant. :

This matter is before the Court upon the agreement of the parties, pursuant to a Settlement Agreement, to vacate the Entry of Default entered November 21, 2011 and the Default Judgment entered November 23, 2011.

It is therefore, **ORDERED**, **ADJUDGED**, **AND DECREED** that the Entry of Default entered on November 21, 2011 and the Default Judgment entered November 23, 2011 are hereby **VACATED**. Having been advised that this case has been settled, the parties shall submit a Dismissal Entry to the Court within 30 days if all obligations of the Settlement Agreement have been performed.

IT IS SO ORDERED.

January 11, 2012 /s/ Edmund A. Sargus, Jr.

JUDGE EDMUND A. SARGUS, JR.
UNITED STATES DISTRICT JUDGE

Agreed to by:

/s/ Jeffrey A. Willis

Jeffrey A. Willis (0075223) Charles E. Ticknor, III (0042559) Dinsmore & Shohl, LLP 191 W. Nationwide Blvd., Ste. 300 Columbus, Ohio 43215 (614) 628-6880 (614) 628-6890 (Fax) Counsel for Plaintiff

/s/ Seth K. Kleinman

Seth K. Kleinman (0074855) David A. Goldstein (0064461) David A. Goldstein Co., L.P.A. 326 S. High St., Ste. 500 Columbus, Ohio 43215 (614) 222-1889 (614) 222-1899 (Fax) Counsel for Defendant